


T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Application Number 	Application/Control No. 10/767,076	Applicant(s)/Patent under Reexamination TANAKA ET AL.	
Document Code - DISQ		Internal Document – DO NOT MAIL	

TERMINAL DISCLAIMER	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
Date Filed : June 17, 2008	This patent is subject to a Terminal Disclaimer	

Approved/Disapproved by:
Henry D. Jefferson



TERMINAL DISCLAIMER TO AVOID A DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional)

0102/0238

In re Application of: Yoshiaki TANAKA et al.

Application No. 10/767,076

Filed: January 30, 2004

For: RECORDING MEDIUM AND SIGNAL PROCESSING APPARATUS

The owner*, VICTOR COMPANY OF JAPAN, LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Numbers 10/648,476 and 10/648,481, filed on August 27, 2003, as such term defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference applications, "as the term of any patent granted on said reference applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference applications: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record. Reg. No. 31,730

Signature

6/17/2008

Date

Louis Woo

Typed or printed name

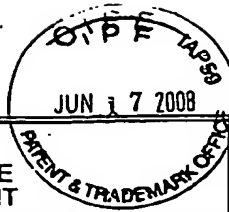
06/18/2008 AHONDAF1 00000057 10767076

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130.00 OP

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

* Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.



TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional)

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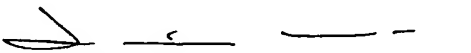
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimer, in the event that the prior patents later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, Government agency, etc.), the undersigned is empowered to act on behalf of the organization.

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2. ☒ The undersigned is an attorney of record. Reg. No. 31, 730


Signature

6/17/2008
Date

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Typed or printed name

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Yoshiaki TANAKA et al.

Serial No. 10/767,076

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For: RECORDING MEDIUM AND
SIGNAL PROCESSING
APPARATUS

Art Unit: 2621

Examiner: Zhao, Daquan

Atty Docket: 0102/0238

SUBMISSION OF TERMINAL DISCLAIMERS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto are two Terminal Disclaimers in connection with the above-identified application.

Also attached is form PTO-2038 authorizing payment in the amount of \$ 260.00 fee for the Terminal Disclaimers. The Commissioner is hereby authorized to debit insufficient fees from Deposit Account No. 50-0501. A duplicate copy of this authorization is further attached hereto.

Respectfully submitted,

Louis Woo, Reg. No. 31,730
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Alexandria, Virginia 22314
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Date: June 17, 2008



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